



PATENT
Attorney Docket 062587-5003

IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Heinrich HAAS <i>et al.</i>)	
)	
Application No. 10/519,193)	Group Art Unit: 1764
)	
Filed: December 21, 2005)	Examiner: <i>Unassigned</i>
)	
For: CAMPTOTHECIN-CARBOXYLATE)	
FORMULATIONS)	

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window, **Mail Stop Amendment**
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants petition the Examiner to consider this Information Disclosure Statement and documents listed on the attached Form PTO-1449. To the best of the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced Application. Accordingly, Applicants do not believe a fee is due for filing this Information Disclosure Statement.

Copies of the listed documents are attached. The present application is a U.S. National Phase Application of International Patent Application PCT/EP2003/006760, filed June 26, 2003 and published as WO 2004/002454 A 1. Documents 1-5 were cited in the International Search Report which issued in International Patent Application PCT/EP2003/006760, a copy of which is attached for the Examiner's convenience. Applicants respectfully request that the Examiner

initial and return the Form PTO-1449, indicating that the information has been considered and made of record herein.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If it should be determined that the listed documents constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: April 11, 2006

Morgan, Lewis & Bockius LLP
Customer No. 09629
1111 Pennsylvania Avenue
Washington, D.C. 20004
Phone: (202)-739-3000

By: 

Sally P. Teng
Registration No. 45,397

0155 MP NO
APR 11 2006
PATENT & TRADEMARK OFFICE
Initial

PTO Form 1449

Application No. 10/519,193

Applicants: **Heinrich HAAS *et al.***

PAGE 1 of 1

Filing Date: December 21, 2005

Group Art Unit: 1764

U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS							
		Document No.	Date	Country	Class	Sub-Class	Translation
	1.	EP 0538534	04/28/1993	Europe			
	2.	WO 99/13816	03/25/1999	WIPO			
	3.	WO 95/08986	04/06/1995	WIPO			

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

[illegible]

Examiner

Date Considered

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.